

United States District Court

DISTRICT OF ARIZONA

UNITED STATES OF AMERICA,

V.

CRIMINAL COMPLAINT

Daniel IBARRA-Garcia

Citizen of Mexico

YOB:1984

201162486

Illegal Alien

CASE NUMBER: 25-01184MJ

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief.

COUNT I

That on or about April 04, 2015, Defendant Daniel IBARRA-Garcia, an alien, was removed from the United States to Mexico through the port of San Ysidro, California, in pursuance of law, and thereafter on or about February 02, 2025, Defendant was found in the United States near San Luis, Arizona within the District of Arizona, the Secretary of the Department of Homeland Security not theretofore having consented to any reapplication by the Defendant for admission into the United States and after the Defendant had willfully and unlawfully returned and remained in the United States; in violation of Title 8, United States Code, Section 1326(a)(Felony).

COUNT II

That on or about February 02, 2025, near San Luis, Arizona, in the District of Arizona, Defendant Daniel IBARRA-Garcia, an alien, did knowingly and willfully enter the United States at a time or place other than as designated by Immigration Officers of the United States of America, in violation of Title 8, United States Code, Section 1325(a)(1) (Misdemeanor).

And the complainant further states that this complaint is based on the attached Statement of Facts incorporated herein by reference.

Continued on the attached sheet and made a part here of. ☒ Yes ☐ No

Approved by and assigned to SAUSA Sydney Yew



Signature of Complainant

Juan A. Saenz

Border Patrol Agent

Sworn to before me and subscribed telephonically,

February 3, 2025

Date

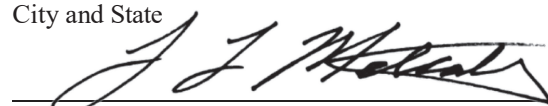
at

Yuma, Arizona

City and State

James F. Metcalf, United States Magistrate Judge

Name & Title of Judicial Officer



Signature of Judicial Officer

STATEMENT OF FACTUAL BASIS

Defendant: Daniel IBARRA-Garcia

Dependents: None

IMMIGRATION HISTORY:

The Defendant is an illegal alien. The Defendant has been apprehended by the United States Border Patrol on two (2) previous occasions. The Defendant has been removed a total of two (2) times. The Defendant was last removed through San Ysidro, California on April 4, 2015.

CRIMINAL AND IMMIGRATION HISTORY:

<u>DATE</u>	<u>LOCATION</u>	<u>OFFENSE</u>	<u>DISPOSITION</u>
03/30/2011	Tucson, Arizona	WA/NTA	Ordered Removed from the US (Illegal Entry) (IJ)
04/04/2015	El Centro, California	Illegal Re-Entry	Removed from the US (REIN) (Agency)

Narrative: The Defendant, a citizen of Mexico and illegally within the United States, was encountered by Border Patrol Agents near San Luis, Arizona.

The Defendant was questioned as to his citizenship and immigration status. From that questioning Border Patrol Agents determined that the Defendant is an undocumented national of Mexico and illegally in the United States.

The Defendant was transported to the Yuma Border Patrol Station for processing. During processing, questioning and computer record checks the above criminal and immigration information was obtained as it relates to this Defendant.

The Defendant was first ordered removed at or near Tucson, Arizona on or about March 30, 2011.

The Defendant last entered the United States illegally without inspection near San Luis, Arizona on February 02, 2025.

To the best of my knowledge and belief, the following is a list of Border Patrol law enforcement personnel present during interviews, statements and questioning of the Defendant in this matter from initial contact through the writing of this document: BPAs Robert A. Leyva and Julio Gonzalez.

To the best of my knowledge and belief, the following is a list of all Border Patrol law enforcement personnel not already mentioned above who were present and/or took part in other parts of this investigation (e.g., arrest, search, proactive investigation, surveillance, etc) from initial field contact through the writing of this document: BPA Joshua Moulton.

Charges: 8 USC 1326(a) (Felony)
8 USC 1325(a)(1) (Misdemeanor)


Signature of Complainant

Sworn to before me and subscribed telephonically,

February 3, 2025

Date


Signature of Judicial Officer